# Case 13-60585-fra7 Doc 2 Filed 02/28/13

B22A (Official Form 22A) (Chapter 7) (12/10)	According to the information required to be entered on this statement (check one box as directed in Part I, III, or VI of this statement):
In re: Saindon, Stephanie L	☐ The presumption arises  ▼ The presumption does not arise
Debtor(s)	The presumption is temporarily inapplicable.
Case Number:	
(If known)	

# CHAPTER 7 STATEMENT OF CURRENT MONTHLY INCOME AND MEANS-TEST CALCULATION

In addition to Schedules I and J, this statement must be completed by every individual chapter 7 debtor. If none of the exclusions in Part I applies, joint debtors may complete one statement only. If any of the exclusions in Part I applies, joint debtors should complete separate statements if they believe this is required by § 707(b)(2)(C).

	Part I. MILITART AND NON-CONSUMER DEBTORS
1A	<b>Disabled Veterans.</b> If you are a disabled veteran described in the Veteran's Declaration in this Part IA, (1) check the box at the beginning of the Declaration, (2) check the box for "The presumption does not arise" at the top of this statement, and (3) complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.
	Declaration of Disabled Veteran. By checking this box, I declare under penalty of perjury that I am a disabled veteran (as defined in 38 U.S.C. § 3741(1)) whose indebtedness occurred primarily during a period in which I was on active duty (as defined in 10 U.S.C. § 101(d)(1)) or while I was performing a homeland defense activity (as defined in 32 U.S.C. §901(1)).
1B	<b>Non-consumer Debtors.</b> If your debts are not primarily consumer debts, check the box below and complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.
	Declaration of non-consumer debts. By checking this box, I declare that my debts are not primarily consumer debts.
1C	Reservists and National Guard Members; active duty or homeland defense activity. Members of a reserve component of the Armed Forces and members of the National Guard who were called to active duty (as defined in 10 U.S.C. § 101(d)(1)) after September 11, 2001, for a period of at least 90 days, or who have performed homeland defense activity (as defined in 32 U.S.C. § 901(1)) for a period of at least 90 days, are excluded from all forms of means testing during the time of active duty or homeland defense activity and for 540 days thereafter (the "exclusion period"). If you qualify for this temporary exclusion, (1) check the appropriate boxes and complete any required information in the Declaration of Reservists and National Guard Members below, (2) check the box for "The presumption is temporarily inapplicable" at the top of this statement, and (3) complete the verification in Part VIII. During your exclusion period you are not required to complete the balance of this form, but you must complete the form no later than 14 days after the date on which your exclusion period ends, unless the time for filing a motion raising the means test presumption expires in your case before your exclusion period ends.  Declaration of Reservists and National Guard Members. By checking this box and making the appropriate entries below, I declare that I am eligible for a temporary exclusion from means testing because, as a member of a reserve component of the Armed Forces or the National Guard  a. I was called to active duty after September 11, 2001, for a period of at least 90 days and I remain on active duty for/ I was released from active duty on, which is less than 540 days before this bankruptcy case was filed;  OR  b. I am performing homeland defense activity for a period of at least 90 days, terminating on, which is less than 540 days before this bankruptcy case was filed.

	Part II. CALCULATION OF MONTHLY INCOME FOR § 707(b)(7) EXCLUSION							
	Marital/filing status. Check the box th	at applies and c	complete the	balance of this part of this	state	ement as dir	ected.	
	a. Unmarried. Complete only Column A ("Debtor's Income") for Lines 3-11.							
	b. Married, not filing jointly, with do penalty of perjury: "My spouse at are living apart other than for the Complete only Column A ("Del	ruptcy law or my spouse and I						
2	c. Married, not filing jointly, without Column A ("Debtor's Income")		-			above. Con	nplete both	
	d. Married, filing jointly. Complete Lines 3-11.	both Column	A ("Debtor	's Income'') and Column	B ("	Spouse's In	come") for	
	All figures must reflect average monthly income received from all sources, derived during the six calendar months prior to filing the bankruptcy case, ending on the last day of the month before the filing. If the amount of monthly income varied during the six months, you must divide the six-month total by six, and enter the result on the appropriate line.					olumn A Debtor's Income	Column B Spouse's Income	
3	Gross wages, salary, tips, bonuses, ov	ertime, commi	ssions.		\$	2,150.52	\$	
4	Income from the operation of a busing a and enter the difference in the appropance one business, profession or farm, enter attachment. Do not enter a number less expenses entered on Line b as a deduction.	riate column(s) aggregate numb than zero. <b>Do n</b>	of Line 4. I pers and pro not include	f you operate more than vide details on an				
-	a. Gross receipts							
	b. Ordinary and necessary business	expenses	\$					
	c. Business income		Subtract I	Line b from Line a	\$		\$	
	Rent and other real property income difference in the appropriate column(s) not include any part of the operating Part V.	of Line 5. Do n	ot enter a n	umber less than zero. <b>Do</b>				
5	a. Gross receipts							
	b. Ordinary and necessary operating	g expenses	\$					
	c. Rent and other real property income Subtract Line b from Line a						\$	
6	Interest, dividends, and royalties.				\$		\$	
7	Pension and retirement income.				\$		\$	
8	Any amounts paid by another person expenses of the debtor or the debtor' that purpose. Do not include alimony by your spouse if Column B is complet one column; if a payment is listed in Co	s dependents, i or separate mair ed. Each regular	ncluding cl ntenance pa r payment sl	nild support paid for yments or amounts paid hould be reported in only	\$		\$	
9	Unemployment compensation. Enter the However, if you contend that unemploy was a benefit under the Social Security Column A or B, but instead state the an Unemployment compensation claimed to be a benefit under the Social Security Act	ment compensa Act, do not list	tion receive the amount	ed by you or your spouse				

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10	Income from all other sources. Specify source and amount. If necessary, li sources on a separate page. Do not include alimony or separate maintena paid by your spouse if Column B is completed, but include all other pay alimony or separate maintenance. Do not include any benefits received un Security Act or payments received as a victim of a war crime, crime against a victim of international or domestic terrorism.	mce payments ments of mder the Social				
	b.	\$				
	Total and enter on Line 10		\$		\$	
11	Subtotal of Current Monthly Income for § 707(b)(7). Add Lines 3 thru 1 and, if Column B is completed, add Lines 3 through 10 in Column B. Enter	\$	2,150.52	\$		
12	Total Current Monthly Income for § 707(b)(7). If Column B has been completed, add Line 11, Column A to Line 11, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 11, Column A.					
	Part III. APPLICATION OF § 707(B)(7) I	EXCLUSION	-			
13	<b>Annualized Current Monthly Income for § 707(b)(7).</b> Multiply the amount 12 and enter the result.	ant from Line 12 b	y the		\$	25,806.24
14	<b>Applicable median family income.</b> Enter the median family income for the household size. (This information is available by family size at <a href="www.usdoj.g">www.usdoj.g</a> the bankruptcy court.)	* *		k of		
	a. Enter debtor's state of residence: Oregon b. Enter	r debtor's househo	old siz	ze:	\$	60,941.00
15	Application of Section707(b)(7). Check the applicable box and proceed as  ✓ The amount on Line 13 is less than or equal to the amount on Line 1 not arise" at the top of page 1 of this statement, and complete Part VIII;  ✓ The amount on Line 13 is more than the amount on Line 14. Complete Part VIII is 1.	<b>14.</b> Check the box do not complete l	Parts 1	IV, V, VI,	or V	II.

# Complete Parts IV, V, VI, and VII of this statement only if required. (See Line 15.)

	Part IV. CALCULATION OF CURRENT MONTHLY INCOME FOR § 707(b)(2)							
16	Ente	r the amount from Line 12.		\$				
17	Marital adjustment. If you checked the box at Line 2.c, enter on Line 17 the total of any income listed in Line 11, Column B that was NOT paid on a regular basis for the household expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional							
18	8 Current monthly income for § 707(b)(2). Subtract Line 17 from Line 16 and enter the result.							
Part V. CALCULATION OF DEDUCTIONS FROM INCOME  Subpart A: Deductions under Standards of the Internal Revenue Service (IRS)								
19A	National Standards: food, clothing and other items. Enter in Line 19A the "Total" amount from IRS National Standards for Food, Clothing and Other Items for the applicable number of persons. (This information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) The applicable number of persons is the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.							

### B22A (Official Form 22A) (Chapter 7) (12/10) National Standards: health care. Enter in Line al below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) Enter in Line b1 the applicable number of persons who are under 65 years of age, and enter in Line b2 the applicable number of persons who are 65 years of age or older. (The applicable number of persons in each age category is the number in that category that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.) Multiply Line a1 by Line b1 to obtain a total amount for persons under 65, and enter the result in Line c1. Multiply Line a2 by Line b2 to obtain a total amount for 19B persons 65 and older, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 19B. Persons under 65 years of age Persons 65 years of age or older а1 Allowance per person a2. Allowance per person b1. Number of persons b2. Number of persons c2. Subtotal c1. Subtotal \$ Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and family size. (This 20A information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court). The applicable family size consists of the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support. Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and family size (this information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court)(the applicable family size consists of the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 42; subtract Line b from Line a and enter the result in Line 20B. Do not enter an amount less than zero. 20B IRS Housing and Utilities Standards; mortgage/rental expense b. Average Monthly Payment for any debts secured by your home, if any, as stated in Line 42 Subtract Line b from Line a Net mortgage/rental expense \$ Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 20A and 20B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for your contention in the space below: 21 Local Standards: transportation; vehicle operation/public transportation expense. You are entitled to an expense allowance in this category regardless of whether you pay the expenses of operating a vehicle and regardless of whether you use public transportation. Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 8. 22A $\square 0 \square 1 \square 2$ or more. If you checked 0, enter on Line 22A the "Public Transportation" amount from IRS Local Standards: Transportation. If you checked 1 or 2 or more, enter on Line 22A the "Operating Costs" amount from IRS Local Standards: Transportation for the applicable number of vehicles in the applicable Metropolitan

Statistical Area or Census Region. (These amounts are available at www.usdoj.gov/ust/ or from the clerk

of the bankruptcy court.)

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22B	Local Standards: transportation; additional public transportation expense. If you pay the operating expenses for a vehicle and also use public transportation, and you contend that you are entitled to an additional deduction for your public transportation expenses, enter on Line 22B the "Public Transportation" amount from IRS Local Standards: Transportation. (This amount is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)						
23	subtract Line b from Line a and enter the result in Line 23. Do not enter an amount less than zero.  a. IRS Transportation Standards, Ownership Costs \$  Average Monthly Payment for any debts secured by Vehicle 1, as b. stated in Line 42 \$  c. Net ownership/lease expense for Vehicle 1 Subtract Line b from Line a						
24	Local Standards: transportation ownership/lease expense; Vehicle 2. Complete this Line only if you checked the "2 or more" Box in Line 23.  Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 2, as stated in Line 42; subtract Line b from Line a and enter the result in Line 24. Do not enter an amount less than zero.  a. IRS Transportation Standards, Ownership Costs, Second Car  Average Monthly Payment for any debts secured by Vehicle 2, as b. stated in Line 42  C. Net ownership/lease expense for Vehicle 2  Subtract Line b from Line a						
25	Other Necessary Expenses: taxes. Enter the total average monthly expense that you actually incur for all federal, state, and local taxes, other than real estate and sales taxes, such as income taxes, self employment taxes, social security taxes, and Medicare taxes. Do not include real estate or sales taxes.						
26	Other Necessary Expenses: involuntary deductions for employment. Enter the total average monthly						
27	Other Necessary Expenses: life insurance. Enter total average monthly premiums that you actually pay for term life insurance for yourself. Do not include premiums for insurance on your dependents, for whole life or for any other form of insurance.						
28	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to the order of a court or administrative agency, such as spousal or child support payments. Do not include payments on past due obligations included in Line 44.						
29	Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.						
30	Other Necessary Expenses: childcare. Enter the total average monthly amount that you actually expend						
31	Other Necessary Expenses: health care. Enter the total average monthly expend on health care that is required for the health and welfare of yourself reimbursed by insurance or paid by a health savings account, and that is in Line 19B. Do not include payments for health insurance or health savings.	f or your dependents, that is not excess of the amount entered in	\$				

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	Other Necessary Expenses: telecommunication services. Enter the total average monthly amount that	
	you actually pay for telecommunication services other than your basic home telephone and cell phone	
32	service — such as pagers, call waiting, caller id, special long distance, or internet service — to the extent	
	necessary for your health and welfare or that of your dependents. Do not include any amount previously	
	deducted.	\$

# Subpart B: Additional Living Expense Deductions Note: Do not include any expenses that you have listed in Lines 19-32

\$

\$

\$

\$

\$

**Health Insurance, Disability Insurance, and Health Savings Account Expenses.** List the monthly expenses in the categories set out in lines a-c below that are reasonably necessary for yourself, your spouse, or your dependents.

a.	Health Insurance	\$
b.	Disability Insurance	\$
c.	Health Savings Account	\$

Total Expenses Allowed under IRS Standards. Enter the total of Lines 19 through 32.

Total and enter on Line 34

If you do not actually expend this total amount, state your actual total average monthly expenditures in the space below:

\$

	Continued contributions to the care of household or family members. Enter the total average actual
35	monthly expenses that you will continue to pay for the reasonable and necessary care and support of an
	elderly, chronically ill, or disabled member of your household or member of your immediate family who is
	unable to pay for such expenses.

Protection against family violence. Enter the total average reasonably necessary monthly expenses that you actually incurred to maintain the safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court.

Home energy costs. Enter the total average monthly amount, in excess of the allowance specified by IRS Local Standards for Housing and Utilities, that you actually expend for home energy costs. You must provide your case trustee with documentation of your actual expenses, and you must demonstrate that the additional amount claimed is reasonable and necessary.

Education expenses for dependent children less than 18. Enter the total average monthly expenses that you actually incur, not to exceed \$147.92\* per child, for attendance at a private or public elementary or secondary school by your dependent children less than 18 years of age. You must provide your case trustee with documentation of your actual expenses, and you must explain why the amount claimed is reasonable and necessary and not already accounted for in the IRS Standards.

Additional food and clothing expense. Enter the total average monthly amount by which your food and clothing expenses exceed the combined allowances for food and clothing (apparel and services) in the IRS National Standards, not to exceed 5% of those combined allowances. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) You must demonstrate that the additional amount claimed is reasonable and necessary.

40 Continued charitable contributions. Enter the amount that you will continue to contribute in the form of cash or financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2).

Total Additional Expense Deductions under § 707(b). Enter the total of Lines 34 through 40

<sup>\*</sup> Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

### B22A (Official Form 22A) (Chapter 7) (12/10)

	Subpart C: Deductions for Debt Payment								
<b>Future payments on secured claims.</b> For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, state the Average Monthly Payment, and check whether the payment includes taxes or insurance. The Average Monthly Payment is the total of all amounts scheduled as contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. If necessary, list additional entries on a separate page. Enter the total of the Average Monthly Payments on Line 42.									
42		Name of Creditor			Average Monthly Payment	Does payment include taxes or insurance?			
	a.				\$	yes no			
	b.				\$	yes no	-		
	c.			Total: Ac	\$ dd lines a, b and c.	yes no			
Other payments on secured claims. If any of debts listed in Line 42 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 42, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.									
43		Name of Creditor	Property Securing		the Debt	1/60th of the Cure Amount			
	a.					\$	-		
	b.					\$	-		
	c.				Total: Add				
44	Payments on prepetition priority claims. Enter the total amount, divided by 60, of all priority claims,								
	following chart, multiply the amount in line a by the amount in line b, and enter the resulting administrative expense.								
	a.	Projected average monthly chap	pter 13 pla	an payment.	\$				
45	b.	Current multiplier for your district as determined under schedules issued by the Executive Office for United State Trustees. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)		for United States	x				
	c.	Average monthly administrative case	Average monthly administrative expense of chapter 13 case		Total: Multiply Line	es a	\$		
46	Tota	l Deductions for Debt Payment	. Enter the	e total of Lines 42 th	rough 45.		\$		
		Si	ubpart D	: Total Deductions	from Income				
47	Tota	l of all deductions allowed und	er § 707(l	(2). Enter the total	of Lines 33, 41, and	46.	\$		

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Part VI. DETERMINATION OF § 707(b)(2) PRESUMPTION				
48	Enter the amount from Line 18 (Current monthly income for § 707(b)(2))			
49	Enter the amount from Line 47 (Total of all deductions allowed under § 707(b)(2))		\$	
50	Monthly disposable income under § 707(b)(2). Subtract Line 49 from Line 48 and enter the result.		\$	
51	<b>60-month disposable income under § 707(b)(2).</b> Multiply the amount in Line 50 by the number 60 and enter the result.		\$	
	Initial presumption determination. Check the applicable box and proceed as directed.			
52	The amount on Line 51 is less than \$7,025*. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII. Do not complete the remainder of Part VI.			
	☐ The amount set forth on Line 51 is more than \$11,725*. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII. Do not complete the remainder of Part VI.			
	The amount on Line 51 is at least \$7,025*, but not more than \$11,725*. Complete the remainder of Part VI (Lines 53 though 55).			
53	Enter the amount of your total non-priority unsecured debt		\$	
54	<b>Threshold debt payment amount.</b> Multiply the amount in Line 53 by the number 0.25 and enter the result.		\$	
55	Secondary presumption determination. Check the applicable box and proceed as directed.			
	The amount on Line 51 is less than the amount on Line 54. Check the box for "The presumption does not arise" at			
	the top of page 1 of this statement, and complete the verification in Part VIII.			
	The amount on Line 51 is equal to or greater than the amount on Line 54. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII.			
Part VII. ADDITIONAL EXPENSE CLAIMS				
56	Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health			
	and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your			
	average monthly expense for each item. Total the expenses.			
	Expense Description	Monthly A	mount	
	a.	\$		
	b.	\$		
	c.	\$		
	Total: Add Lines a, b and c	\$		
Part VIII. VERIFICATION				
	I declare under penalty of perjury that the information provided in this statement is true and correct. (If this a joint case, both debtors must sign.)			
57	Date: February 28, 2013 Signature: /s/ Stephanie L Saindon			
	(Debtor)			
	Date: Signature:			
	(Joint Debtor, if any)			

<sup>\*</sup> Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.